

Anniston, Alabama

November 19, 2019

The City Council of the City of Anniston, Alabama, met in Regular Session in Room B of the Anniston City Meeting Center in the City of Anniston, Alabama, on Tuesday, November 19, 2019, at approximately 5:30 o'clock p.m.

Chris Collins, Fire Chief, prayed the Invocation.

Chris Collins, Fire Chief, led the Pledge of Allegiance to the Flag.

Mayor Draper called the meeting to order. On call of the roll, the following Council Members were found to be present: Council Members Jenkins, Reddick, Little, Harris, and Draper, absent: none. A quorum was present and the meeting opened for the transaction of business.

Steven Folks, City Manager, was present.

Bruce Downey, City Attorney, was present.

*Mayor Draper made a motion to waive the reading of and approve the minutes of the October 17, 2019 special called meeting. The motion was seconded by Council Member Jenkins and on call of the roll the following vote was recorded ayes: Council Member Jenkins, Reddick, Harris, and Draper; abstentions: Council Member; nays: none. The motion carried and the October 17, 2019 minutes were approved.

*Council Member Harris made a motion to waive the reading of and approve the minutes of the October 22, 2019 regular meeting. The motion was seconded by Council Member Jenkins and on call of the roll the following vote was recorded ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper; nays: none. The motion carried and the October 22, 2019 minutes were approved.¹

Mayor Draper made a motion to adopt the agenda. The motion was seconded by Council Member Jenkins.

Council Member Little made a motion to amend the agenda to add a motion to open the judgeship and assistant judgeship position from December 1- December 31, 2019 for anyone that wants to apply for those positions. The motion was seconded by Council Member Reddick and on call of the roll the following vote was recorded: ayes: Council Member Reddick and Little; nays: Council Member Jenkins, Harris, and Draper.

And on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Harris, and Draper; nays: Council Member Little. The motion passed the agenda was adopted.

Council Member Harris made a motion to approve the consent agenda:

¹ * minutes from the October 17, 2019 special called meeting and minutes from the October 22, 2019 regular meeting were approved previously at the November 5, 2019 regular meeting.

(a) Resolution approving the City of Anniston's participation in the State of Alabama Sales Tax Holiday for Severe Weather Preparedness items as authorized (19-R-203)

(b) Resolution appointing members to the Parks and Recreation and Beautification Board (19-R-204)

The motion was seconded by Mayor Draper and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper; nays: none. The motion carried and the consent agenda was adopted.

Council Member Harris made a motion to join the Negotiation Class certified in the *In re National Prescription Opiate Litigation* and forgo submission of Exclusion Request Form. The motion was seconded by Council Member Reddick and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper; nays: none. The motion carried.

Council Member Little made a motion to authorize the City Manager to negotiate purchase agreements for the acquisition of right and title to the real estate parcels located at 403 Leighton Avenue (21-03-08-3-002-035.000), 405 Leighton Avenue (21-03-08-3-002-034.0000, and 407 Leighton Avenue (21-03-08-3-002-033.000), subject to Council approval before execution; to obtain Phase I environmental assessments of said parcels; and to take such further actions as are needed to investigate and evaluate the title, condition and acquisition of said parcels. The motion was seconded by Council Member Reddick.

Council Member Harris stated that it important for the public to know that the resolution states that council approves before the execution as required before the sale takes place. She stated that this is just to give the city manager the ability to move forward and do some environmental studies and to determine if any of this should take place.

Council Member Little stated that this is located at the north east corner of 3rd and Leighton Ave and they are looking at putting a mini mart in that particular area operated by a local individual. He stated that this is very much needed in this particular community and it will be an enhance to the community and the city itself. He stated that they are asking for a miniature amount of money to do some major development to be helpful in the community.

Council Member Jenkins stated that he is supportive of this and that they budged for this in the previous year budget and they looked at a number of properties in that area. He stated that is it meets the environmental standards that this is a good location and a good property for this type of development.

Mayor Draper stated that he thinks it is important to incentivize development in this area. He stated that this is something they had previously budgeted for and discussed at length and he is for this moving forward.

And on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper; nays: none. The motion carried.

RESOLUTION NO. 19-R-205

RESOLUTION DIRECTING INSTALLATION OF FIRE HYDRANT

BE IT RESOLVED, by the City Council of the City of Anniston, Alabama as follows:

Section 1: That a fire hydrant is, hereby, ordered installed, at a cost paid by Boozer Laminated Beam Co. Inc., at the following location: 60' east of the intersection of West 16th Street & Dimple Lee O'Neal Ave.

Section 2: That the City Clerk, of the City of Anniston, Alabama, mail copies of this resolution to the Chief of the Fire Department of the City and to the Water Works and Sewer Board of the City, which said Board is to install said fire hydrants.

PASSED AND APPROVED this 19th day of November 2019.

CITY COUNCIL OF THE CITY OF ANNISTON, ALABAMA

By: /s/ Jack Draper, Mayor

By: /s/ Jay W. Jenkins, Council Member

By: /s/ David E. Reddick, Council Member

By: /s/ Ben Little, Council Member

By: /s/ Millie Harris, Council Member

Council Member Jenkins made a motion for passage and adoption of Resolution 19-R-205, A Resolution Directing installation of a Fire Hydrant. The motion was seconded by Council Member Reddick and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper; nays: none. The motion carried and Resolution 19-R-205 was passed and adopted.

Council Member Little made a motion to table the Resolution authorizing acquisition of real property until the first meeting in December. The motion was seconded by Council Member Reddick and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper; nays: none. The motion carried and the resolution was tabled.

RESOLUTION NO. 19-R-207

A RESOLUTION TO AMEND THE FY2020 BUDGET FOR THE GENERAL OPERATING FUND

WHEREAS, the City Council of the City of Anniston adopted the FY2020 Annual Budget on September 17, 2019;

WHEREAS, City Council approved various capital projects and outlays in the FY2020 General Fund Budget;

WHEREAS, the City Council approved a Special Economic Development Agreement with D & K James, LLC on October 17, 2019 for the construction of certain water and sewer improvements in an amount not to exceed \$500,000;

WHEREAS, the City Council wishes to use funds from the Series 2018 General Obligation Warrant to complete the capital projects and outlays originally budgeted in the General Fund.

NOW, THEREFORE, BE IT RESOLVED, the City Council of Anniston, Alabama in regular session assembled, do approve amendments to the following budgets to reallocate General Fund monies to complete the water and sewer improvements as outlined in the Special Economic Development Agreement approved October 17, 2019 and approve the use of the Series 2018 General Obligation Warrant to fund the capital projects and outlays originally budgeted in the General Fund as set forth below.

FY 2020 General Fund Budget Amendment				
	FY 2020 Adopted Budget	FY 2020 Proposed	Increase/ (Decrease)	% Change
Expenditures				
Public Works	6,756,525	6,475,525	(281,000)	-4.2%
Parks and Recreation	3,970,375	3,921,375	(49,000)	-1.2%
Non-Departmental	6,870,000	7,245,000	375,000	5.5%
Transfers Out	2,789,450	2,744,450	(45,000)	-1.6%
Total Expenditures	<u>\$ 39,948,850</u>	<u>\$ 39,948,850</u>	<u>\$ ---</u>	<u>0.0%</u>

PASSED AND ADOPTED this the 19th day of November, 2019.

CITY COUNCIL OF THE CITY OF ANNISTON, ALABAMA

By:/s/ Jack Draper, Mayor

By:/s/ Jay W. Jenkins, Council Member

By:/s/ David E. Reddick, Council Member

By:/s/ Benjamin L. Little, Council Member

By:/s/ Millie Harris, Council Member

Council Member Jenkins made a motion for passage and adoption of Resolution 19-R-207, A Resolution Amending the FY2020 Budget for the General Operating Fund. The motion was seconded by Mayor Draper.

Council Member Little stated that he wanted the community to see that this is what they are doing, it says up to \$500,000.00. He asked do they see the difference. He stated that is going to

go with this because it is a worthy project but when they get ready with \$17,000.00 to drop in the bucket for West Anniston/ South Anniston they have to do summersaults. He stated that all they ask for is a partial look when they start doing something in West Anniston/South Anniston. He stated that this is \$500,000.00 and they amending the budget to do this. He stated that they initially said \$80, 0000.00 to purchase some lights on the soccer field at Fort McClellan and it came back over \$200,000.00 and they just amended the budget and went on about their business.

Council Member Reddick stated that this is general budget funds too. He stated that they catch the blues when they are trying to use CDBG funds, which is money allocated to go into the community. He stated that they get ambushed in meetings on how they are going to spend CDBG money after they make requests to where the money should go. He stated that he has been waiting two years for an **engineer study** to look at doing work on a park in his community that will solve flooding issue that has been on for fifty years.

And on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper; nays: none. The motion carried and Resolution 19-R-207 was passed and adopted.

RESOLUTION NO. 19-R-208

A RESOLUTION APPROVING FINANCING TERMS WITH BRANCH BANKING AND TRUST COMPANY

WHEREAS: The City of Anniston, Alabama (the "Borrower") has previously determined to undertake a project for the financing of various vehicles and equipment (the "Project"), and the Finance Officer has now presented a proposal for the financing of such Project.

BE IT THEREFORE RESOLVED, as follows:

1. The Borrower hereby determines to finance the Project through Branch Banking and Trust Company ("BB&T") in accordance with the proposal dated November 15, 2019. The amount financed shall not exceed \$485,000.00, the annual interest rate (in the absence of default or change in tax status) shall not exceed 2.14%, and the financing term shall not exceed three (3) years from closing.
2. All financing contracts and all related documents for the closing of the financing (the "Financing Documents") shall be consistent with the foregoing terms. All officers and employees of the Borrower are hereby authorized and directed to execute and deliver any Financing Documents, and to take all such further action as they may consider necessary or desirable, to carry out the financing of the Project as contemplated by the proposal and this resolution.
3. The Finance Officer is hereby authorized and directed to hold executed copies of the Financing Documents until the conditions for the delivery of the Financing Documents have been completed to such officer's satisfaction. The Finance Officer is authorized to approve changes to any Financing Documents previously signed by Borrower officers or employees, provided that such changes shall not substantially alter the intent of such documents or certificates from the intent expressed in the forms executed by such officers. The Financing Documents shall be in such final forms as the Finance Officer shall approve, with the Finance Officer's release of any Financing Document for delivery constituting conclusive evidence of such officer's final approval of the Document's final form.

4. The Borrower shall not take or omit to take any action the taking or omission of which shall cause its interest payments on this financing to be includable in the gross income for federal income tax purposes of the registered owners of the interest payment obligations. The Borrower hereby designates its obligations to make principal and interest payments under the Financing Documents as "qualified tax-exempt obligations" for the purpose of Internal Revenue Code Section 265(b) (3).

5. The Borrower intends that the adoption of this resolution will be a declaration of the Borrower's official intent to reimburse expenditures for the Project that are to be financed from the proceeds of the BB&T financing described above. The Borrower intends that funds that have been advanced, or that may be advanced, from the Borrower's general fund or any other Borrower fund related to the Project, for project costs may be reimbursed from the financing proceeds.

6. All prior actions of Borrower officers in furtherance of the purposes of this resolution are hereby ratified, approved and confirmed. All other resolutions (or parts thereof) in conflict with this resolution are hereby repealed, to the extent of the conflict. This resolution shall take effect immediately.

PASSED AND ADOPTED this the 19th day of November, 2019.

CITY COUNCIL OF THE CITY OF ANNISTON, ALABAMA

By:/s/ Jack Draper, Mayor

By:/s/ Jay W. Jenkins, Council Member

By:/s/ David E. Reddick, Council Member

By:/s/ Millie Harris, Council Member

Council Member Little stated that he had requested information from BB&T and to talk to the president about Community reinvestment. He stated that they do not have the curtsy to return his call. He stated that they have not participated in homes being worked out. He stated that they are being oppressed by the financial opportunity that is presented in the City. He stated that he should not be this hard to get things done in the community and that the city should not work with BB&T until they start talking and what are they doing to reinvest into the community.

Council Member Little made a motion to table Resolution 19-R-207. The motion was seconded by Council Member Reddick and on call of the roll, the following vote was recorded: ayes: Council Member Reddick, and Little; nays: Council Member Jenkins, Harris, and Draper. The motion to table failed.

Council Member Reddick stated that the Mayor of Jackson moved his account to a bank that was supporting their communities and it caused other banks to start wanting to do more in the community.

Council Member Jenkins stated that he would like to clarify on the comment that was made that they are borrowing additional \$485,000.00. He stated that this is a budgeted expenditure and this is the way they have been doing the purchase of vehicles in the last several years. He stated that this is not an addition to the budget or a change to the budget but this is the vehicle they use to achieve to the budget expenditure.

Council Member Little stated that they are slick saying it is budgeted but they are borrowing it. He stated lets budget West and South and we can borrow there too, while they are doing it. He stated that

they should be fair and this is just not right. He stated that BB&T is too busy to receive the city's money if they cannot pick up the phone.

And on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Harris, and Draper; nays: Council Member Little. The motion carried and Resolution 19-R-208 was passed and adopted.

ORDINANCE NO. 19-0-14

**AN ORDINANCE AMENDING SECTION 15.50(b) OF THE CODE OF ORDINANCES TO
LOWER THE SPEED LIMIT ON RANDALL DRIVE**

WHEREAS, the City Council finds that, in the interests of public safety, the speed limit of thirty (30) miles per hour on Randall Drive is due to be lowered to twenty (20) miles per hour;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Anniston, Alabama as follows:

Section 1. The Council of the City of Anniston, Alabama hereby amends and restates

Section 15.50(b) of "The Code of the City of Anniston, Alabama, 1981" in its entirety to read as follows:

Sec. 15.50. – Speed limits generally. The following speed limits shall apply within the city:

* * * *

(b) Twenty (20) miles per hour:

(1) Chestnut Street, from intersection with Patch Place easterly to its intersection with Hanna Street.

(2) Cricket Lane.

(3) Hunter Place.

(4) Littlebrant Drive, from intersection with Shipley Road northeasterly to a point 975 feet north of said intersection.

(5) Noble Street, from its intersection with 8th Street to its intersection with 15th Street.

(6) Oak Street.

(7) Patch Place.

(8) Quail Court.

(9) Quail Drive.

(10) Randall Drive.

Section 2. This Ordinance shall become effective immediately upon its adoption and publication one (1) time in The Anniston Star, a newspaper of general circulation published in the City of Anniston, Alabama, and the City Clerk is hereby ordered and directed to cause a copy of this Ordinance to be published one time in said newspaper.

PASSED and ADOPTED this 19th day of November 2019.

CITY COUNCIL OF THE CITY OF ANNISTON, ALABAMA

Jack Draper, Mayor

Jay W. Jenkins, Council Member

David E. Reddick, Council Member

Millie Harris, Council Member

Council Member Jenkins made a motion to read Ordinance 19-O-14, An Ordinance Amending Section 15.50(b) of the Code of Ordinances to Lower the Speed Limit on Randall Drive (1st Reading) by title only. The motion was seconded by Mayor Draper.

Mayor Draper opened a public hearing to receive public comments on reading Ordinance 19-O-14 by title only. No One Spoke. Mayor Draper closed the public hearing to receive public comments on reading Ordinance 19-O-14 by title only.

And on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris and Draper; nays: none. The motion carried and Ordinance 19-O-14 was read by title only.

Council Member Harris made a motion for immediate consideration for Ordinance 19-O-14. The motion was seconded by Council Member Jenkins, and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Harris, and Draper; nays: Council Member Little; abstentions: Council Member Reddick. The motion carried for immediate consideration.

Mayor Draper made a motion for passage and adoption of Ordinance 19-O-14. The motion was seconded by Council Member Harris and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper; nays: none. The motion carried and Ordinance 19-O-14 was passed and adopted.

ORDINANCE NO. 19-O-15

AN ORDINANCE AMENDING SECTION 11.6 OF THE CODE OF ORDINANCES GOVERNING THE FIRE PREVENTION DIVISION

WHEREAS, the City Council is charged with the power and responsibility of establishing departments and distributing the work of divisions within the City's administrative service;

WHEREAS, the Council finds that the Fire Marshal, as the person in charge of the Fire Prevention Division of the Fire Department, subject to the supervision of the Fire Chief and City Manager, should also be charged with the inspection and enforcement of the City's Code requirements, as set forth herein;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Anniston, Alabama as follows:

Section 1. The City Council of the City of Anniston, Alabama hereby amends and restates

Section 11.6 of "The Code of the City of Anniston, Alabama, 1981" in its entirety to read as follows:

Sec. 11.6. - Fire prevention division; code enforcement.

(a) There shall be a fire prevention division within the fire department. The Fire Chief shall appoint a person employed within the fire department to serve as Fire Marshal, who shall take charge of the fire prevention division. The Fire Chief may detail members of the Fire Department as assistant fire marshals, inspectors, and fire prevention specialists from time to time as the Fire Chief shall deem necessary or appropriate for this division to fulfill its mission. The Fire Marshal shall supervise those persons detailed to the division by the Fire Chief and those employed outside the Fire Department with job duties within the scope of the division, including the City's building inspectors and code enforcement officers.

(b) The fire prevention division shall be responsible for the inspection, regulation, and enforcement of those certain technical codes adopted by the City, or such editions, versions or amendments of said codes as may be adopted in the future, and the rules and regulations set forth therein.

(c) The fire prevention division shall inspect, regulate and enforce those laws, standards, rules and regulations set forth in the following: (1) Chapter 6, Buildings, (2) Chapter 11, Fire Prevention and Protection, (3) Chapter 12, Garbage, Litter, and Weeds, (4) Chapter 12½, Historic Preservation, (5) Chapter 13, Housing, (6) Chapter 14, Licensing and Privilege Taxes, (7) Chapter 15, Article I, Motor Vehicles and Traffic, (8) Chapter 29½, Stormwater Management, (9) Chapter 34, Health, Safety and Sanitation, and (10) the City's Zoning Ordinance.

(d) The Fire Marshall and any assistant fire marshals with APOSTC certification are empowered to issue citations for observed offenses and violations of the codes, laws, rules and regulations identified in Subsections (b) and (c), above.

(e) The fire prevention division shall make a report to the Fire Chief on a monthly basis, which shall be transmitted to the City Manager and City Council. The fire prevention division shall also compile the monthly reports as an annual report to be submitted at the end of each calendar year. The reports shall contain all proceedings under this article and the fire prevention code along with such statistics as the Fire Chief deems appropriate.

Section 2. This Ordinance shall become effective immediately upon its adoption and publication one (1) time in The Anniston Star, a newspaper of general circulation published in the City of Anniston, Alabama, and the City Clerk is hereby ordered and directed to cause a copy of this Ordinance to be published one time in said newspaper.

Council Member Jenkins made a motion to read Ordinance 19-O-15(1st Reading) by title only. The motion was seconded by Council Member Harris.

Mayor Draper opened a public hearing to receive public comments on reading Ordinance 19-O-15 by title only. No One Spoke. Mayor Draper closed the public hearing to receive public comments on reading Ordinance 19-O-15 by title only.

And on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper; nays: none. The motion carried and Ordinance 19-O-15 was read by title only.

Council Member Jenkins made a motion for immediate consideration of Ordinance 19-O-15. The motion was seconded by Mayor Draper and on call of the roll the following vote was: ayes: Council Member

Jenkins, Reddick, Harris, and Draper; nays: Council Member Little. The motion for immediate consideration failed.

ORDINANCE NO. 19-O-16

**AN ORDINANCE ADOPTING SECTION 11.26(e) OF THE CODE OF ORDINANCES GOVERNING
FIRE PRECAUTIONS TO PROVIDE FOR ENFORCEMENT WITHIN THE POLICE JURISDICTION**

WHEREAS, the Fire Marshal, as the person in charge of the Fire Prevention Division of the Fire Department, is charged with the enforcement of those laws, standards, rules and regulations set forth in Chapter 11, Fire Prevention and Protection, among other things;

WHEREAS, the Council finds that the interests of public safety, order, health, comfort and convenience will be furthered by specifically empowering the Fire Marshal to enforce within the police jurisdiction the fire precautions governing bonfires and outdoor rubbish fires set forth in

Section 11.26, as violations thereof present a threat to persons and property within both the corporate limits and police jurisdiction;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Anniston, Alabama as follows:

Section 1. The City Council of the City of Anniston, Alabama hereby adopts, enacts, and incorporates Subsection (e) into Section 11.261 of "The Code of the City of Anniston, Alabama, 1981" to state in its entirety as follows:

Sec. 11.26. – Bonfires and outdoor rubbish fires.

* * * *

(e) The Fire Marshal and his designees within the fire prevention division, shall enforce this Section within the city's corporate limits and police jurisdiction by inspection, regulation and, where appropriate, the issuance of citations for observed violations thereof, and those fines and penalties prescribed for violations of this Section shall have force and effect in the police jurisdiction.

Section 2. Subsections (a), (b), (c) and (d) of Section 11.26 are adopted and incorporated by reference, herein, as though set forth and restated in their entirety.

Section 3. This ordinance shall have force and effect in the police jurisdiction of the City of Anniston, and it shall take effect immediately upon the expiration of the thirtieth day following its passage, adoption and publication as required by law.

1 Subsections (a), (b), (c) and (d) of Section 11.26 are adopted and incorporated by reference as though set forth and restated in their entirety herein.

Section 4. Upon its passage and adoption, the City Clerk is ordered and directed to publish this ordinance in The Anniston Star, a newspaper of general circulation published within the City of Anniston, Alabama. The City Clerk is further directed to submit a copy of this ordinance and proof of publication and 30-day notice of its applicability within the police jurisdiction to the Atlas Alabama state website, or any successor state-operated website existing at the time of the adoption of this ordinance, in accordance with Ala. Code § 11-40-10.

Council Member Jenkins made a motion to read Ordinance 19-O-16 (1st Read) by title only. The motion was seconded by Mayor Draper.

Mayor opened a public hearing to receive public comments on reading Ordinance 19-O-16 by title only. No One Spoke. Mayor Draper closed the public hearing to receive public comments on reading Ordinance 19-O-16 by title only.

And on call of the roll, the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper; nays: none. The motion carried and Ordinance 19-O-15 was read by title only.

Richard Jackson, 2317 Noble Street, addressed the council on how disheartening it is to see how things are handled in the meetings. He stated that should look at the video to see how they present themselves in meetings. He stated that in West Anniston and South Anniston there is an amputation. He stated that they should do things with the concern of the entire city.

Glen Ray, 3514 Dale Hollow Road, addressed the council on his disappointed that no one should have a job that no one applied for. He stated that it is not about Black and White but Right and Wrong. He stated that they are a long way from working together and Jason Odom needs to get out of the city court.

Demetric Roberts, 1806 West 16th Street, addressed the council and invited them to the football game and support the teams. He stated that football in the South can unite us.

Rico Jackson, 1519 Bancroft, addressed the council on the future of the community is the kids. He stated that they should put their influence into the schools and they are supposed to operate on behalf on the struggling people of the city, which is the children.

Waverley Pollock, 1514 Woodstock, addressed the council that they should do more outreach within the community.

Council Member Jenkins had no comment.

Council Member Reddick thanked the city's First Responders. He stated that they have the heart and bravery to risk their lives to save others.

Council Member Little stated that they have approved the Youth Council and there are things that the youth is doing. He stated that they do need a day for the municipal judge and assistants and they need to go to court. He stated that the city is not immune from prosecutorial overreach. He thanked those for coming to the DE annexation meeting and they cannot stick their heads in the sand and wait for it. He stated that the Civil Rights Trail Enhancement committee would meet with Dr. Satcher. He stated that he did ask about CDBG funding and they cannot tarry around and wait around; and it should be moving. He stated that they must act on the municipal court. He stated that Council Member Harris said she did not know about the \$157,000.00, plus another \$23,000. He stated that the city could give to personal business for members on the council but not individuals in the community.

Council Member Harris stated they people make assumptions about people and do not even know them. She addressed the person who stood up and said the council does not help the students in the Anniston City Schools; she stated that she has volunteered with the Anniston City Schools. She stated that for the past 10 years, she has written grants so students can attend concerts. She stated that she

would not vote on something that is not in the best interest of the City just to show peace harmony. She stated that she would always vote in the best interest of the city. She stated that 3514 Dale Hollow Road has been vacant for a long time and that if you cannot tell the truth about where you live how to expect to believe you have any credibility.

Mayor Draper congratulated the Anniston High Bulldogs for making the playoffs again this year and he hopes they do go far. He commended the Anniston City School System for their partnership with Eastman and they had a great project.

Mayor Draper made a motion to adjourn into an executive session for the purpose of discussing with the City's attorney the legal ramifications of and legal options for controversies not yet being litigated but imminently likely to be litigated depending on the City's course of action. The motion was seconded by Council Member Jenkins and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Reddick, Little, Harris, and Draper; nays: none. The motion carried the meeting was adjourned into executive session at approximately 6:31 p.m.